

THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION NO: 20003 of 2004

Dated: 28-09-2006

Between:

U. Sathaiah

..... PETITIONER

AND

The Secretary, Regional Transport
Authority, Karimnagar and another.

.....RESPONDENTS

THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION NO: 20003 of 2006

ORDER:

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This writ petition is filed seeking a declaration that the action of the second respondent in seizing and detaining the vehicle of the petitioner bearing Reg.No.AP15U-7906 vide check report No.1380439, dated 29-11-2005, is arbitrary and illegal.

The check report dated 29-11-2005 shows that the vehicle was seized under Section 8 of the Andhra Pradesh Motor Vehicles Taxation Act and Section 207 of Motor Vehicles Act, 1988 on the allegation that the vehicle was plying without paying the required tax and certain other irregularities.

Having heard the learned counsel for both the parties and having regard to the facts and circumstances of the case, I deem it appropriate to direct the respondents to release the vehicle in question subject to the condition that the petitioner pays the amounts of tax due as determined by the first respondent. The respondents are directed to determine the tax due within a period of one week from the date of receipt of a copy of this order. Thereafter, the vehicle in question shall be released on payment of the amounts. The enquiry into the other irregularities/violations shall be completed within four weeks from the date of receipt of a copy of this order and appropriate orders be passed in accordance with law.

Writ Petition is accordingly disposed of. No costs.

G. ROHINI, J

Dated: 28-09-2006

Note: Issue C.C. in two days.

B/o
KLP

